

AGENDA
KAUAI LIQUOR CONTROL COMMISSION
THURSDAY, OCTOBER 3, 2019, 4:00 P.M.
LIHUE CIVIC CENTER, MO'IKEHA BUILDING
MEETING ROOM #3
4444 RICE STREET
LIHUE, KAUAI, HAWAII

CALL TO ORDER

ROLL CALL

APPROVAL OF AGENDA

1. PUBLIC HEARING:

LAWAI MARKET: Application No. 2019-078 was filed on April 3, 2019 by Lawai Valley Market LLC dba Lawai Market for a New Retail Dealer General license located at 3575 Lauoho Road, Lawai, Kauai, Hawaii. The Commission accepted Application No. 2019-078 for publication and public hearing on April 18, 2019 and ordered to print notices of public hearing in The Garden Island on Wednesdays, August 14 & 21, 2019, scheduling the public hearing on October 3, 2019 at 4:00 p.m. or shortly thereafter in Meeting Room #3 of the Līhu'e Civic Center, Mo'ikeha Building, 4444 Rice Street, Līhu'e, Kauai, Hawaii.

2. VIOLATION HEARING:

OPAKAPAKA GRILL AND BAR: Violation of Rule 7.13 Fights and disturbance reports.

3. DIRECTOR'S REPORTS:

a) INVESTIGATORS' REPORTS:

b) INCOMING COMMUNICATIONS:

- 1) Disturbance Reports from Opakapaka Grill & Bar, and Kauai Island Brewing Co.
- 2) From Merchant Horowitz & Tilley Re: Kauai Blue, Inc.
- 3) From Merchant Horowitz & Tilley Re: FOH Hospitality, LLC.

c) OUTGOING COMMUNICATIONS:

- 1) To all Wholesale Licensees; Re: change of firm names for Kilauea market + Café and reclassifications of liquor licenses for Kilauea Market + Café & PV Eats; New Liquor License Kenji Burger.

d) EMPLOYEES IN LICENSED PREMISES:

Managers and Assistant Managers – See Attachment “A”

e) ACTIONS OF THE DIRECTOR:

- 1) BEACH HOUSE RESTAURANT: Approval of request for temporary increase of premises to include the patio lawn space, per diagram submitted on October 1, 4, 10, 11, 18, 20, 22, 23, & 27, 2019.

- 2) MERRIMAN'S KAUAI: Approval of special request for temporary increase of premises to include the Palm Court on September 19, 2019 from 5:00 p.m. to 8:00 p.m.
- 3) POIPU BEACH ATHLETIC CLUB: Approval of special request for temporary decrease of premises to include the lower grass area, per diagram submitted on October 12, 2019 from 1:30 p.m. to 7:00 p.m.
- 4) WESTIN PRINCEVILLE OCEAN RESORT VILLAS: Approval of special request for temporary decrease of premises, per diagram submitted on September 21, 2019 from 5:30 p.m. to 9:30 p.m.
- 5) KAUAI LIFEGUARD ASSOCIATION: Approval of Application No. Free 2020-025 filed on September 10, 2019 by Kauai Lifeguard Association for a Free One-Day Special Retail Dealer General license on September 21, 2019 at Westin Princeville Ocean Resort Villas, 3838 Wylie Road, Princeville, Kauai, Hawaii.
- 6) WOMEN IN THEATRE: Approval of Application No's. Free 2020-026 thru 37 filed on September 17, 2019 by Women in Theatre for Free One-Day Dispenser Beer & Wine licenses on October 10, 11, 12, 13, 14, 18, 19, 20, 24, 25, 26 & 27, 2019 at Kukui Grove Shopping Center, Space D-10, 3-2600 Kaumualii Highway, Lihue, Kauai, Hawaii.
- 7) HUI ALU, INC.: Approval of Application No. Free 2020-038 filed on September 17, 2019 by Hui Alu, Inc. for a Free One-Day Special Dispenser General license on September 21, 2019 at the Waimea Theatre, 9691 Kaumualii Highway, Waimea, Kauai, Hawaii.
- 8) KAUAI HABITAT FOR HUMANITY, INC.: Approval of Application No. Free 2020-039 filed on September 17, 2019 by Kauai Habitat for Humanity, Inc. for a Free One-Day Special Dispenser Beer & Wine license on October 12, 2019 at Poipu Beach Athletic Club, 2290 Poipu Road, Koloa, Kauai, Hawaii.
- 9) PRINCESS CRUISE LINES: Approval of App. No. 2020-019 for Ruby Princess on September 30, 2019; App. Nos. 2020-021, 2020-027, 2020-029, 2020-031, and 2020-032 for Star Princess on October 14, 2019, November 11, 2019, November 26, 2019, December 11, 2019, and December 25, 2019; App. Nos. 2020-026, 2020-028, and 2020-029 for Grand Princess on November 10, 2019, November 25, 2019, and December 9, 2019 for Transient Vessel licenses for the above-mentioned cruise vessels, which will be arriving at Nāwiliwili Harbor on the above-mentioned dates at 8:00 a.m. to depart at 5:00 p.m.
- 10) NCL BAHAMAS, LTD.: Approval of App. Nos. 2020-022 through 2020-025, and 2020-033 through 2020-038 for Norwegian Jewel on October 30, 2019, October 31, 2019, November 4, 2019, November 5, 2019, April 1, 2020, April 5, 2020, April 6, 2020, April 27, 2020, April 28, 2020, and May 4, 2020 for Transient Vessel licenses for the above-mentioned cruise vessels, which will be arriving at Nāwiliwili Harbor on the above-mentioned dates at 8:00 a.m. to depart at 5:00 p.m.

f) INFORMATIONAL MATTERS

4. CHANGE IN CORPORATE OFFICERS:

- a) THE LODGE AT KOKEE LLC: Deletion of George Christensen as Director, Max Pinkston as Director, Christine Faye as Director, James Beaver as Director and Laurel Loo as Director. Addition of Robert James Ballantine Jr., Director & Chair; Fanny Rose

Ballantine-Himberg, Director & Vice-Chair; Diane M. Sumida, Director; Arti Michelle Clark, Director; Marie Catherine Mori, Director & Treasurer; Anne Sueko Coyle, Director & Secretary; Clint Steven Snyder, Director.

b) NAWILIWILI TAVERN: Removal of Jessica Geffert as member.

5. CHANGE IN FIRM NAME:

DHC FOOD & BEVERAGE CORPORATION: Change of firm name on Hotel license No. 12G-006 from “Courtyard by Marriott Kauai at Coconut Beach” to “Sheraton Kauai Coconut Beach Resort”.

6. CONVERSION FROM LLC TO INCORPORATION:

SUGAHARA RANCH LLC: Conversion from a Limited Liability Corporation to an Incorporation from Sugahara Ranch LLC dba The Dolphin Fish Market & Sushi Lounge to Sugahara Ranch. Inc.

7. VIOLATION REPORT:

a) TAHITI NUI: Violation of Rule 7.13 Fight and Disturbance Reports.

b) PIZZETTA: Violation of Rule 4.7(a)(1) Gross liquor sales report, percentage fee, and records.

8. EXECUTIVE SESSION:

Pursuant to Hawaii Revised Statutes 92-5(a)(4), the purpose of this executive session is to consult with the board’s attorney on questions and issues pertaining to the board’s powers duties, privileges, immunities, and liabilities.

STIPULATION REGARDING 7-11 HAWAII, INC. VIOLATIONS:

Briefing on proposed stipulations regarding pending violations.

9. ANNUAL EVALUATION OF DIRECTOR:

ANNOUNCEMENTS:

Next Scheduled Meeting: Thursday, October 17, 2019 – 4:00 pm, Mo‘ikeha Building, Meeting Room #3.

ADJOURNMENT:

EXECUTIVE SESSION: Pursuant to Haw. Rev. Stat. ("H.R.S.") §92-7(a), the Commission may, when deemed necessary, hold an executive session on any agenda item without written public notice if the executive session was not anticipated in advance. Any such executive session shall be held pursuant to H.R.S. §92-4 and shall be limited to those items described in H.R.S. §92-5(a).

NOTE: If you need an ASL Interpreter, materials in an alternate format, or other auxiliary aid support, please contact the Department of Liquor Control, Lihue Civic Center, Mo‘ikeha

October 3, 2019

Building, 4444 Rice Street, Lihue, Kauai, Hawaii 96766. Telephone: 241-4966. Email:
liquor@kauai.gov